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OFFICE OF PETITIONS

In re Application of	:
Ju-Heon Lee	:
Application No. 09/685,138	: DECISION DISMISSING PETITION
Filed: October 11, 2000	: UNDER 37 CFR 1.313(a)
Attorney Docket No. P56181	

This is a decision on the petition filed March 28, 2006, which is being treated as a petition under 37 CFR 1.313(a), requesting withdrawal of the above-identified application from issue.


The petition is **dismissed** as moot for the reasons stated below.

A review of the file record discloses that a Notice of Allowance was mailed on December 28, 2005, with the issue fee being due on or before March 29, 2006. The issue fee in this case has not been paid.

The filing of a petition under 37 CFR 1.313(a) is unnecessary, since the mere filing of an RCE and submission will effectively withdraw an application from issue prior to payment of the issue fee. In view thereof, the petition to withdraw from issue is dismissed as involving a moot issue. Note MPEP 706.07(h)(IX).

Inquiries concerning this decision may be directed to Irvin Dingle at (571) 272-3210.

The matter is being referred to Technology Center AU 2182 for appropriate processing of the RCE filed March 28, 2006, and for consideration of the concurrently filed Information Disclosure Statement.


Irvin Dingle
Petitions Examiner
Office of Petitions